

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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PETER ALLEN, *et al.*

Plaintiffs,

-VS.-

CARL KOENIGSMANN, *et al.*

Defendants.

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**ORDER TO PRODUCE**

**19-cv-8173 (LAP)**

**ECF**

**TO: Edward Burnett, Superintendent  
Fishkill Correctional Facility  
18 Strack Drive  
Beacon, New York 12508-0307**

**WHEREAS** Mark Daniels DIN# 13B0317 is a Plaintiff in the above-captioned matter;

**WHEREAS** Mr. Daniels is currently in custody at Fishkill Correctional Facility in Beacon, New York; and

**WHEREAS** Mr. Daniels' testimony is needed for a trial in the above-captioned matter; and

**NOW THEREFORE, IT IS ORDERED** that the SUPERINTENDENT OF FISHKILL CORRECTIONAL FACILITY produce Mark Daniels on September 5, 2023, at 11:30am until his testimony is complete and/or the day's proceedings have ended; and

**IT IS FURTHER ORDERED** that Mr. Daniels must be allowed to participate in the video proceeding in a privileged and confidential manner; DOCCS personnel must allow him to bring any legal papers Mr. Daniels has been sent by his counsel and he shall be allowed to testify without the presence of any third parties in the room, unless bona fide safety and security issues necessitate the presence of a member of DOCCS' personnel.

Dated: August 10, 2023

So ordered:



LORETTA A. PRESKA, U.S.D.J.